

FORM PTO-1390  
(REV 10-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

SPO-113

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/763586

INTERNATIONAL APPLICATION NO.  
PCT/JP99/04550

INTERNATIONAL FILING DATE  
24 August 1999

PRIORITY DATE CLAIMED  
24 August 1998

TITLE OF INVENTION Pharmaceutical Compositions For The Prevention And Treatment Of  
Atherosclerosis And Restenosis After PTCA


APPLICANT(S) FOR DO/EO/US Kenji Kadomatsu, Mitsuru Horiba, Takashi Muramatsu,  
Shinya Ikematsu, Sadatoshi Sakuma

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☒ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19(35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unsigned)
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 16 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Submission of Sequence Listing Under 37 CFR 1.821-1.825

U.S. APPLICATION NO. (if known) 09/763166		INTERNATIONAL APPLICATION NO. PCT/JP99/04550		ATTORNEY'S DOCKET NUMBER SPO-113																					
<p>17. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p><b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :</b></p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1000.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO. .... \$860.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00</p> <p><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></p>				<b>CALCULATIONS PTO USE ONLY</b>																					
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	860.00																				
<table border="1"><thead><tr><th>CLAIMS</th><th>NUMBER FILED</th><th>NUMBER EXTRA</th><th>RATE</th></tr></thead><tbody><tr><td>Total claims</td><td>10 - 20 =</td><td>0</td><td>X \$18.00</td></tr><tr><td>Independent claims</td><td>4 - 3 =</td><td>1</td><td>X \$80.00</td></tr><tr><td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td><td>+ \$270.00</td></tr><tr><td colspan="3"><b>TOTAL OF ABOVE CALCULATIONS =</b></td><td>\$ 940.00</td></tr></tbody></table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	10 - 20 =	0	X \$18.00	Independent claims	4 - 3 =	1	X \$80.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	<b>TOTAL OF ABOVE CALCULATIONS =</b>			\$ 940.00	\$	
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<b>TOTAL OF ABOVE CALCULATIONS =</b>			\$ 940.00																						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$																					
<b>SUBTOTAL =</b>				\$																					
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$																					
<b>TOTAL NATIONAL FEE =</b>				\$	940.00																				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$																					
<b>TOTAL FEES ENCLOSED =</b>				\$	940.00																				
				Amount to be refunded:	\$																				
				charged:	\$ 940.00																				
<p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>19-0065</u> in the amount of \$ <u>940.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0065</u>. A duplicate copy of this sheet is enclosed.</p>																									
<p><b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p>																									
SEND ALL CORRESPONDENCE TO:																									
Mr. David R. Saliwanchik Saliwanchik, Lloyd & Saliwanchik A Professional Association 2421 N.W. 41st Street, Suite A-1 Gainesville, FL 32606-6669			23557 PATENT TRADEMARK OFFICE																						
			David Saliwanchik SIGNATURE:																						
			David R. Saliwanchik NAME																						
			31,794 REGISTRATION NUMBER																						

09763166 = 9904550

Patent Application  
Docket No. SPO-113

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Kenji Kadomatsu, Mitsuru Horiba, Takashi Muramatsu, Shinya Ikematsu,  
Sadatoshi Sakuma  
Docket No. : SPO-113  
For : Pharmaceutical Compositions For The Prevention And Treatment Of  
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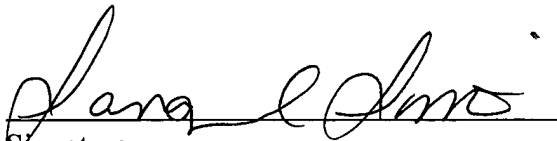
Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING BY EXPRESS MAIL (37 CFR §1.10)

Express Mail No.: **EK507535295US** of Deposit: February 22, 2001

I hereby certify that the attached Transmittal Letter to the United States Designated/Elected Office (DO/EO/US); Preliminary Amendment; Declaration (37 CFR §1.63) and Power of Attorney; Submission of Sequence Listing Under 37 CFR 1.821 - 1.825; Replacement Sequence Listing on paper pages 1-8; and computer readable format containing the same information on disk with copies as required for authorization for use of Deposit Account No. 19-0065, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and are addressed to: Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231.

Sangreal Smith  
Name of person mailing paper

  
Signature